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Tarrant County Texas

Official Public Records

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Margaret Potter PGS 2 \$20.00
 NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

**AMENDED DESCRIPTION OF
OIL, GAS AND MINERAL LEASE**

STATE OF TEXAS }
 COUNTY OF TARRANT }

WHEREAS, WILLIAM M. BIRK and wife SILVIA C. BIRK, as Lessors, did on the date of July 25, 2006, make and execute unto XTO ENERGY INC., Lessee, a certain Oil, Gas and Mineral Lease as recorded at Clerk Document D206268695, Deed Records of Tarrant County, Texas, covering certain lands situated in Tarrant County, Texas to wit:

74.981 acres of land, more or less, out of the Joseph E. Wilson Survey, A-1671, being known as tracts 4 & 4A, and the Jesse Russell Survey, A-1361, being known as tracts 4 and, the Jesse Russell Survey A-1328 being known as tract 1B02 and the Guinndale Addition, being known Lots 18D thru 23D, Block 2, and being the same land described in that certain deed recorded in Volume 12672, Page 1431 et seq. of the Official Public records of Tarrant County, Texas.

AND WHEREAS, said description is incomplete and indefinite and the lands intended to be covered are more accurately described as follows:

74.981 acres of land, more or less, located in the Joseph E. Wilson Survey, A-1671, the Jesse Russell Survey, A-1361, and the Jesse Russell Survey, A-1328, all in Tarrant County, Texas, and being more particularly described in the following four (4) tracts.

TRACT ONE: 24.20 acres of land, more or less, located in the Joseph E. Wilson Survey, A-1671, Tarrant County, Texas, and being more particularly described in that certain Warranty Deed with Vendor's Lien dated June 23, 1967, from C. B. Barnett, being one and the same person as Calvin Buck Barnett, Frankie Hewitt, joined pro forma by husband, J. F. Hewitt and Lillie B. May, joined pro forma by husband, B. A. May, to William M. Birk and wife Silvia L. Birk, as recorded in Volume 4421, Page 506 of the Official Public Records of Tarrant County, Texas.

TRACT TWO: 43.111 acres of land, more or less Being all of that 45.14 acre tract of land, more or less, located in the J. E. Wilson Survey, Abstract Number 1671, Tarrant County, Texas, more particularly described in a Special Warranty Deed dated February 10, 1997 from Westgold Realtors, Inc., a California corporation to William M. Birk and wife, Silvia C. Birk recorded in Volume 12672, Page 1431 Deed Records of Tarrant County, Texas, **SAVE AND EXCEPT** that parcel of land of 2.029 acres, more or less, as described on Exhibit "A" therein, leaving a total acreage of 43.111 acres of land, more or less.

TRACT THREE: 6.67 acres of land, more or less, located in the Jesse Russell Survey, A-1361, Tarrant County, Texas, and being more particularly described in that certain General Warranty Deed dated November 2, 2004, from James H. Evans, as Independent Executor of the Estate of Albert Dunkin Dungan, a/k/a/ Albert D. Dungan, deceased, to William ~~R~~^M Birk and wife, Silvia C. Birk, as recorded at Clerk Document D204357911 of the Official Public Records of Tarrant County, Texas.

TRACT FOUR: 1.00 acres of land, more or less, located in the Jesse Russell Survey, A-1328, Tarrant County, Texas, and being more particularly described in that certain Warranty Deed dated July 14, 2006, from Margaret Potter, being one and the same person as Margaret E. Sollie, a single person, to William Birk and spouse, Silvia Birk, as recorded at Clerk Document D206225125 of the Official Public Records of Tarrant County, Texas.

NOW, THEREFORE, in consideration of the premises, and for the purposes of making the said lease definite and certain in respect to the identity of the lands to be covered thereby, the undersigned William M. Birk and wife Silvia C. Birk, do hereby declare that it was and is our intention to lease for oil and gas purposes the identical tract of land last above described; and we hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

EXCEPT as otherwise amended the above described lease is and shall remain in full force and effect as written in accordance with its terms and conditions, and the undersigned Lessors recognize said lease as a valid and sustaining Oil, Gas and Mineral Lease.

IN WITNESS WHEREOF, this instrument is executed on the respective date of the acknowledgment below, but shall be effective as of July 25, 2006.

William M Birk
William M. Birk

Silvia C Birk
Silvia C. Birk a/k/a Silvia L. Birk

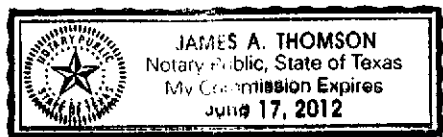
Address: 7441 Mansfield Cardinal Road
Kennedale, Texas 76060

ACKNOWLEDGMENT

STATE OF TEXAS }
COUNTY OF TARRANT }

This instrument was acknowledged before me on the 18th day of January, 2011, by William M. Birk and Silvia C. Birk a/k/a Silvia L. Birk, husband and wife.

James A. Thomson
Notary Public, State of Texas



Return to: Bryson G. Kuba
6127 Green Jacket Dr.
Apt. # 1136
Fort Worth, TX 76137